

IN THE UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF NEW YORK

MARTIN ROTH,

Plaintiff,

v.

Civil Action No.

05-CV-1142

NAM/GHL

COMMISSIONER OF SOCIAL
SECURITY,

STIPULATION OF
REMAND

Defendant.

IT IS HEREBY STIPULATED AND AGREED by and between the undersigned attorneys for the parties in the above-entitled action that the final decision of the Secretary is reversed and the case is remanded for rehearing, pursuant to the fourth sentence of 42 U.S.C. § 405(g). The clerk is directed to enter judgment in this case.

Dated: November 7, 2005

S/ Jennifer Gale Smith, Esq.

Jennifer Gale Smith, Esq.
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500 South Salina Street
Syracuse, New York 13202
Attorney for Plaintiff

Dated: November 4, 2005

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By: /S/ William H. Pease
William H. Pease - 102338
Assistant U.S. Attorney

SO ORDERED:

Dated: 11/8/05
Syracuse, New York



HON. GEORGE H. LOWE
U.S. MAGISTRATE JUDGE